



IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Guitton et al.

Application No.: 10/812,298

Filed: March 29, 2004

Examiner: Not yet assigned

Art Unit: Not yet assigned

Title: METHODS FOR THE TREATMENT OF TINNITUS INDUCED BY COCHLEAR
EXCITOTOXICITY

Docket No.: AUR-2001US01

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with
The United States Postal Service as First Class Mail in an envelope
Addressed to Commissioner of Patents, P.O. Box 1450,
Alexandria, VA 22313-1450 on 9/10/04

PIERCE ATWOOD

Jimmy Thouton

9/10/04

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is submitted:

☒ under 37 CFR 1.97(b), or

(Filed within three months of filing national application; within three months of date of entry of national stage of international application; or before mailing date of first office action on the merits; whichever occurs last)

☐ under 37 CFR 1.97(c) together with either:

☐ a Certification under 37 CFR 1.97(e), or

☐ a \$180.00 fee set forth in 37 CFR 1.17(p), or

(Filed after the CFR 1.97(b) time period, but before final action or notice of allowance)

The undersigned hereby certifies that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement.

- ☐ under 37 CFR 1.97(d) together with:
 - ☐ a Certification under 37 CFR 1.97(e), and
 - ☐ a fee set forth in 37 CFR 1.17(p).

(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

Method of Fee Payment:

- ☐ Enclosed is a check in the amount of \$_____.
- ☐ Please charge Deposit Account 500282 in the amount of \$_____.
- ☐ Two duplicate copies of this Statement are enclosed.
- ☒ Please charge any deficiency in fees and credit any overpayment to Deposit Account 500282.

Enclosed herewith is form PTO-1449:

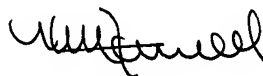
- ☒ Copies of the cited references are enclosed.
- ☐ Copies of cited references are enclosed except those of record in prior applications, U.S. Serial Nos. _____, and references that are not required to be submitted under Rule 98.

Concise Explanation Requirements:

- ☐ The "concise explanation" requirement under C.F.R. 1.98(a)(3) is satisfied by:
 - ☐ the explanation provided on the attached sheet.
 - ☐ the explanation provided in the Specification.

It is requested that the information disclosed herein be made of record in this application.

Respectfully submitted,



Kevin M. Farrell
Attorney for Applicants
Registration No. 35,505
(603) 433-6300

Portsmouth, NH
Dated: 9/9/04

P0059454.DOC



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 4**Complete if Known**

Application Number	10/812,298
Filing Date	March 29, 2004
First Named Inventor	Matthieu Guitton
Art Unit	Not yet assigned
Examiner Name	Not yet assigned
Attorney Docket Number	AUR-2001US01

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA	US- 5,421,818	Jun-6-1995	Arenberg	
	AB	US- 5,474,529	Dec-12-1995	Arenberg	
	AC	US- 5,476,446	Dec-19-1995	Arenberg	
	AD	US- 5,716,961	Feb-10-1998	Sands	
	AE	US- 6,045,528	Apr-4-2000	Arenberg et al.	
	AF	US- 6,066,652	May-23-2000	Zenner et al.	
	AG	US- 6,120,484	Sep-19-2000	Silverstein	
	AH	US- 6,309,410	Oct-30-2001	Kuzma et al.	
	AI	US- 6,377,849	Apr-23-2002	Lenarz et al.	
	AJ	US- 20020082554	Jun-27-2002	Lenarz et al.	
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
	AL	WO 97/38698	Oct-23-97	Manning et al.		
	AM	WO 2004/022069	Mar-18-04	Puel et al.		

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Complete if Known	
		Application Number	10/812,298
		Filing Date	March 29, 2004
		First Named Inventor	Matthieu Guitton
		Art Unit	Not yet assigned
		Examiner Name	Not yet assigned
Sheet 2	of 4	Attorney Docket Number AUR-2001US01	

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	AR	Vesterarger V., Brit. Med. J. 314(7082): 728-731 (1997).	
	AS	Nicolas-Puel et al., Int. Tinn. J. 8(1): 37-44 (2002).	
	AT	Olney et al., J. Neuro. Exp. Neurol. 31(3): 464-488 (1972).	
	AU	Puel, J.L., Prog. Neurobiol. 47(6): 449-76 (1995).	
	AV	Pujol and Puel, Ann. NY Acad. Sci. 884: 249-254 (1999).	
	AW	Puel et al., Acta Otolaryngol. 117(2): 214-218 (1997).	
	AX	Puel et al., Audiol. Neurotol. 7(1): 49-54 (2002).	
	AY	Puel et al., C.R. Acad. Sci. III. 318(1): 67-75 (1995).	
	AZ	Sattler and Tymianski, Mol. Neurobiol. 24(1-3): 107-129 (2001).	
	AR2	D'Aldin et al., Int. J. Dev. Neurosci. 15(4-5): 619-629 (1997).	

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)		Complete if Known	
		Application Number	10/812,298
		Filing Date	March 29, 2004
		First Named Inventor	Matthieu Guitton
		Art Unit	Not yet assigned
		Examiner Name	Not yet assigned
Sheet 3	of 4	Attorney Docket Number	AUR-2001US01

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	AS2	Duan et al., Proc. Natl. Acad. Sci. USA 97 (13): 7597-7602 (2000).	
	AT2	Puel et al., J. Comp. Neurol. 341 (2): 241-256 (1994).	
	AU2	Ruel et al., J. Physiol. London 518: 667-680 (1999).	
	AV2	Guitton et al., J. of Neuroscience 23(9): 3944-3952 (2003).	
	AW2	Cazals Y., Prog. Neurobiol. 62: 583-631 (2000).	
	AX2	Vane and Botting, Am. J. Med. 104: 2S-8S (1998).	
	AY2	Miller et al., Nature 355: 722-725 (1992).	
	AZ2	Horimoto et al., NeuroReport 7: 2463-2467 (1996).	
	AR3	Casado and Ascher, J. Physiol. 513: 317-330 (1998).	
	AS3	Yamakura and Shimoji, Prog. Neurobiol. 59: 279-298 (1999).	

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Complete if Known	
		Application Number	10/812,298
		Filing Date	March 29, 2004
		First Named Inventor	Matthieu Guitton
		Art Unit	Not yet assigned
		Examiner Name	Not yet assigned
Sheet 4	of 4	Attorney Docket Number AUR-2001US01	

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	AT3	Kemp and McKernan, Nature Neuro. 5, supplement: 1039-1042 (2002).	
	AU3	Chen et al., Audiol. Neurotol. 8: 49-56 (2003).	
	AV3	Vollenweider et al., Eur. Neuropsychopharmacol. 7: 25-38 (1997).	
	AW3	Silverstein et al., Otolaryngology - Head and Neck Surgery 120(5): 649-655 (1999).	
	AX3	Balough et al., Otolaryngology - Head and Neck Surgery 119(5): 427-431 (1998).	
	AY3	Hoffer et al., Otolaryngologic Clinics of North America 36(2): 353-358 (2003).	
	AZ3	Wang et al., J. of Neuroscience 23(24): 8596-8607 (2003).	

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.